

DAVID BURCHARD,
CHAPTER 13 TRUSTEE
PO BOX 8059
FOSTER CITY, CA 94404
Tel: (650) 345-7801 Fax: (650) 345-1514
Tel: (707) 544-5500 Fax: (707) 544-0475

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re) Case No.: 18-10482 DM
EVETTE FRANCES and KEVIN CORTEZ)
MINOR) **TRUSTEE'S OBJECTION TO DEBTOR'S**
Debtor.) **MOTION TO MODIFY CHAPTER 13**
) **PLAN**

TO THE UNITED STATES BANKRUPTCY JUDGE, DEBTOR(S)' COUNSEL,
DEBTOR(S), AND OTHER PARTIES IN INTEREST:

David Burchard, Chapter 13 Trustee (“Trustee”), for the Santa Rosa and San Francisco Divisions of the United States Bankruptcy Court for the Northern District of California, hereby submits the following Objection to the Motion to Modify Chapter 13 Plan proposed by Debtor(s), filed on . This objection is based upon all pleadings, papers and documents filed herein, together with those matters of which judicial notice has been requested, and any oral argument, which may be presented.

///

1 The Trustee is unable to verify the basis for the motion to modify and Debtor's
2 substantial change in income and/or expenses without Debtor providing the following
3 information:

4

5 X Updated Schedules I and J, utilizing the schedules effective December 2015.

6 X A signed copy of the debtor's filed 20__ Federal Income Tax Return

7 X Verification of income to substantiate change in plan payments in the form of
8 payment advices for the last 60 days. If the debtor does not receive payment
9 advices, the Trustee requests copies of bank statements for the last 2 months
10 from all bank accounts in which debtor is a signatory.

11 ____ Other:
12 (1) _____
13 (2) _____

14

15 Therefore, the Trustee requests that this objection be sustained, Debtor's Application to
16 Modify Chapter 13 Plan be denied, and other relief this Court deems proper.

17

18 Dated: April 15, 2020

19 _____
20 /s/ David Burchard
21 DAVID BURCHARD
22 CHAPTER 13 TRUSTEE

CERTIFICATE OF SERVICE

I am over the age of 18 years and not a party to this action. I am employed by the Trustee whose business address is 1065 E. Hillsdale Blvd., Suite #200, Foster City, CA. On the date set forth below, I served a true and correct copy of **TRUSTEE'S OBJECTION TO DEBTOR'S MOTION TO MODIFY CHAPTER 13 PLAN** and this **Certificate of Service**, on the persons listed below by following our ordinary business practice for service, which is either deposited in the ordinary course of business with the U.S. Postal Service by first class mail or served by electronic transmission from the Court, if applicable. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

The following recipients have been served via Court's Notice of Electronic Filing:

EVAN LIVINGSTONE
evanmlivingstone@gmail.com

Dated: April 15, 2020

CATHLEEN LEONARD

CATHLEEN LEONARD